

HOUSE BILL 3300
By Niceley

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 17, Part 13, relative to possession of
firearms in parking lots.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 13, is amended by
adding the following language as a new appropriately designated section:

39-17-1362.

(a) No person, including but not limited to an employer, who has control over
real property shall prohibit any person, including an employee, who is legally entitled to
possess a firearm from storing a firearm, part of a firearm, ammunition, or ammunition
component in a vehicle on the property.

(b) No employer shall, as a condition of employment, restrict or prohibit an
employee who is legally entitled to possess a firearm from storing a firearm, part of a
firearm, ammunition or ammunition component in a vehicle on the property unless the
employer provides, at no cost to the employee, a convenient, insured or bonded, and
secure firearm storage facility at the place of employment.

(c) A firearm may be removed from the vehicle or handled in the case of self-
defense, defense of another, defense of property, or as may be authorized by the owner,
lessee, or any person having control over the real property.

(d) Any person who violates this section shall be liable civilly for actual damages,
including statutory damages of one hundred dollars (\$100) per day per violation, plus
reasonable attorney's fees and court costs for such violation. Any employer that fires,
disciplines, demotes, or otherwise takes adverse action against an employee who is in

compliance with this section shall be liable to the employee in civil damages, including back pay and front pay, and reasonable attorneys' fees. A court shall grant an injunction against a person who is violating the provisions of this section.

(e) The provisions of this section shall not apply to any real property:

(1) Under the control of the United States government and upon which the property is posted to prohibit the possession of firearms pursuant to any statute or published regulation adopted pursuant to the Federal Administrative Procedures Act; or

(2) Upon which possession in the parking lots or parking areas are expressly prohibited in the body of any statute in Tennessee.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.